

SECOND REGULAR SESSION

SENATE BILL NO. 730

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR CROWELL.

Pre-filed December 1, 2005, and ordered printed.

3199S.01I

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 115.427, RSMo, and to enact in lieu thereof one new section relating to voter identification.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 115.427, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 115.427, to read as follows:

115.427. 1. Before receiving a ballot, voters shall identify themselves by presenting a form of personal **photographic** identification from the following list:

(1) Identification issued by the state of Missouri, an agency of the state, or a local election authority of the state;

(2) Identification issued by the United States government or agency thereof;

(3) Identification issued by an institution of higher education, including a university, college, vocational and technical school, located within the state of Missouri;

(4) [A copy of a current utility bill, bank statement, government check, paycheck or other government document that contains the name and address of the voter;

(5)] Driver's license or state identification card issued by another state; or

[(6)] (5) Other **photographic** identification approved by the secretary of state under rules promulgated pursuant to subsection 3 of this section **or** other **photographic** identification approved by federal law.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 Personal knowledge of the voter by two supervising election judges, one from each
20 major political party, shall be acceptable voter identification upon the completion
21 of a secretary of state-approved affidavit that is signed by both supervisory
22 election judges and the voter that attests to the personal knowledge of the voter
23 by the two supervisory election judges. The secretary of state may provide by
24 rule for a sample affidavit to be used for such purpose.

25 **2. All election authorities of the state shall issue, free of charge,**
26 **an official photographic voter identification card to any registered**
27 **voter who cannot meet the identification requirements set forth in**
28 **subsection 1 of this section.**

29 **3.** The precinct register shall serve as the voter identification
30 certificate. The following form shall be printed at the top of each page of the
31 precinct register:

32 VOTER'S IDENTIFICATION CERTIFICATE

33 Warning: It is against the law for anyone to vote, or attempt to vote, without
34 having a lawful right to vote.

35 PRECINCT

36 WARD OR TOWNSHIP

37 GENERAL (SPECIAL, PRIMARY) ELECTION

38 Held, 20....

39 Date

40 I hereby certify that I am qualified to vote at this election by signing my name
41 and verifying my address by signing my initials next to my address.

42 **[3.] 4.** The secretary of state shall promulgate rules to effectuate the
43 provisions of this section.

44 **[4.] 5.** Any rule or portion of a rule, as that term is defined in section
45 536.010, RSMo, that is created under the authority delegated in this section shall
46 become effective only if it complies with and is subject to all of the provisions of
47 chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and
48 chapter 536, RSMo, are nonseverable and if any of the powers vested with the
49 general assembly pursuant to chapter 536, RSMo, to review, to delay the effective
50 date or to disapprove and annul a rule are subsequently held unconstitutional,
51 then the grant of rulemaking authority and any rule proposed or adopted after
52 August 28, 2002, shall be invalid and void.

53 **[5.] 6.** If any voter is unable to sign his name at the appropriate place on
54 the certificate or computer printout, an election judge shall print the name and
55 address of the voter in the appropriate place on the precinct register, the voter

56 shall make his mark in lieu of signature, and the voter's mark shall be witnessed
57 by the signature of an election judge.

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Unofficial

Bill

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